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P/1259-637

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

In re Patent Application of

Date: April 14, 2003

Fernand LABRIE

Confirmation No. 3989

Serial No.: 10/052,803

Group Art Unit: 1617

Filed: November 7, 2001

Examiner: --

For: SELECTIVE ESTROGEN RECEPTOR MODULATORS IN COMBINATION WITH ESTROGENS

Assistant Commissioner for Patents

Washington, D.C. 20231

**PRELIMINARY AMENDMENT/SUBMISSION**

Sir:

Preliminary to examination, please amend the above-identified application.

Reconsideration of the application is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

\_\_\_\_\_ If checked, "Small Entity" status is claimed.

NO. CLAIMS AFTER AMENDMENT			HIGHEST NO. PREVIOUSLY PAID FOR			EXTRA PRESENT		RATE	ADDIT. FEE
TOTAL	43	MINUS	43	* =	0	X		(\$9 SE or \$18)	\$0
INDEP.	4	MINUS	4	** =	0	X		(\$42 SE or \$84)	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM							X	(\$140 SE or \$280)	\$
* not less than 20 ** not less than 3									TOTAL \$ 0

If any additional payment is required, a check which includes the calculated fee of \$ \_\_\_\_\_  
(OFGS Check No. \_\_\_\_\_) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

### **AMENDMENTS**

☒ If checked, amendments to the specification and/or claims are submitted herewith.

1. ☐ If checked, an abstract is submitted as the last page of Appendix A.

#### **2. Specification:**

Please delete the paragraph(s)/section(s) beginning at page 25, lines 6-20 ; Table 8 beginning at pages 69-70 and replace such paragraph and Table pursuant to 37 C.F.R. § 1.121(b)(ii) with the "clean" version attached hereto as Appendix A. Entry is respectfully requested. A version with markings to show the changes made pursuant to 37 C.F.R. § 1.121(b)(iii) is attached hereto as Appendix B.